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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/802,086

03/16/2004

Garrett Blythe

353980-991100

4038

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7590

04/21/2009

DLA PIPER LLP (US)

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EXAMINER

D'AGOSTINO, PAUL ANTHONY

ART UNIT

PAPER NUMBER

3714

MAIL DATE

DELIVERY MODE

04/21/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary	Application No. 10/802,086	Applicant(s) BLYTHE ET AL.	
	Examiner Paul A. D'Agostino	Art Unit 3714	

All participants (applicant, applicant's representative, PTO personnel):

(1) Paul A. D'Agostino. (3) Patrick Myers.

(2) Christopher Kirmse. (4) _____.

Date of Interview: 4/15/2009.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.
If Yes, brief description: _____.

Claim(s) discussed: 1 and 5.

Identification of prior art discussed: US 2002/0086732 and US 2004/0032876.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant explained the claimed invention and the distinguishing meaning of "detect... are running" to overcome the prior art, however agreement could not be reached. Examiner also shared two additional references from a copending case as potentially have relevance, namely US 7,240,093 and US 5,74,673.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Paul A. D'Agostino/ Examiner, Art Unit 3714	/John M Hotaling II/ Supervisory Patent Examiner, Art Unit 3714
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